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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/310,667
Filing Date	May 12, 1999
First Named Inventor	David J. Ecker
Art Unit	1634
Examiner Name	Frank Lu
Attorney Docket Number	IBIS0035-101 (IBIS-0004US.P1)

Total Number of Pages in This Submission

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) ____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  1. Communication 2. Marked-Up Specification
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Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Paul K. Legaard/38,534
Signature	
Date	September 20, 2004

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Paul K. Legaard		
Signature		Date	September 20, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



DOCKET NO.: IBIS0035-101 (IBIS-0004US.P1)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Ecker, Griffey, Sampath, and McNeil**

Serial No.: **09/310,667**


Group Art Unit: **1634**

Filed: **May 12, 1999**

Examiner: **F. Lu**

Title: **Identification Of Molecular Interaction Sites In RNA For Novel Drug Discovery**

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On 20 September 2004

  
Paul K. Legaard Reg. No. 38,534

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**COMMUNICATION**

The Communication dated August 20, 2004 asserts that Applicants' response filed July 9, 2004 is considered non-responsive because Applicants failed to include a copy of the substitute specification (in a marked-up form) that was allegedly filed on October 2, 2003. Applicants' undersigned representative has searched the file wrapper in his possession and is unable to locate any record of filing a substitute specification on October 2, 2003, let alone a marked-up copy of the same. Further, Applicants' undersigned representative cannot understand the reference to MPEP § 821.03 in the Communication.

The only substitute specification that Applicants' undersigned representative was able to locate in the file wrapper in his possession was one that was filed on October 17, 2002, a copy of the marked-up version of which is enclosed herewith for the Examiner's convenience. Applicants submit that the response filed July 9, 2004 was complete.

**DOCKET NO.: IBIS0035-101 (IBIS-0004US.P1)**

**PATENT**

In view of the foregoing, Applicants respectfully submit that the claims are in condition for allowance. An early notice of the same is earnestly solicited. The Examiner is invited to contact Applicants' undersigned representative at (215) 665-6914 if there are any questions regarding Applicants' claimed invention.

Respectfully submitted,



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**Paul K. Legaard, Ph.D.**  
Registration No. 38,534

**Date: 20 September 2004**

Enclosure: courtesy copy of marked-up substitute specification filed October 17, 2002

COZEN O'CONNOR  
1900 Market Street  
Philadelphia, PA 19103-3508  
Telephone: (215) 665-6914  
Facsimile: (215) 701-2141